

October 18, 2021

A REGULAR MEETING of the Akron Village Board was held on this date at 7:02 p.m.
Present: Mayor Carl E. Patterson; Trustees, E. Peter Forrestel, Michael R. Middaugh; Attorney Andrew Borden, Clerk Jayne DeTine, and Treasurer Sarah Michel.

The Mayor led us in the pledge to the flag.

RESOLUTION duly moved by Forrestel and seconded by Middaugh that the Minutes of the Regular Meeting of October 4, 2021 be and hereby are approved by the Village Board.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE

RESOLUTION, duly moved by Middaugh seconded by Forrestel that the audit of the bills is approved, and the Treasurer authorized to pay same in accordance with the following abstract of audit vouchers:

General Fund	\$	42,841.98
Electric Fund	\$	81,718.71
Water Fund	\$	12,536.96
Sewer Fund	\$	7,580.60
Capital Projects	\$	92,527.71

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE

RESOLUTION duly moved by Forrestel and seconded by Middaugh that the following building permits be and hereby are approved with the application and approval of the Code Enforcement Officer:

Hawley Development	26 Mechanic St	Driveway	\$100.00
Jennifer Carlsen	15 Cedar St	Windows	\$200.00
Robert Henzel	11 Marshall Ave	Roof	\$50.00
Brian Murray	17 Randy Dr	Windows	\$50.00
Brian Murray	17 Randy Dr	Skirting on trailer	\$50.00

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE

RESOLUTION duly moved by Middaugh and seconded by Forrestel that the following applications for a Dumpster Permit be and hereby is approved in accordance with the application filed and payment of permit fee:

Jennifer Carlsen	15 Cedar St	Temporary	\$50.00
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ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE

PUBLIC HEARING – The Board agreed on 2022-2023 Community Development Block Grant (CDBG) Program request list as follows:

RESOLUTION duly moved by Forrestel and seconded by Middaugh that the No. 1 request for the Community Development Funds for the year 2022 for the Village of Akron as Lead Agent be and hereby is the joint Clarence Center Rd sidewalk from Buell Street to 5 Clarence Rd and the Buell St sidewalks from Clarence Center Rd to the Pixley Plaza with the

Town of Newstead, and that Mayor Carl E. Patterson is authorized to sign, submit, and execute a contract with Erie County Community Development Block Grant (ECCDBG) program for said project, upon approval of ECCDBG.

ADOPTED CARL E. PATTERSON - AYE
 E. PETER FORRESTEL - AYE
 MICHAEL R. MIDDAUGH - AYE

RESOLUTION duly moved by Forrestel and seconded by Middaugh that the No. 2 request for the Community Development Funds for the year 2022 for the Village of Akron be and hereby is the Mill Street Reconstruction, and that Mayor Carl E. Patterson is authorized to sign, submit, and execute a contract with Erie County Community Development Block Grant (ECCDBG) program for said project, upon approval of ECCDBG.

ADOPTED CARL E. PATTERSON - AYE
 E. PETER FORRESTEL - AYE
 MICHAEL R. MIDDAUGH - AYE

RESOLUTION duly moved by Forrestel and seconded by Middaugh that the No. 3 request for the Community Development Funds for the year 2022 for the Village of Akron be and hereby is the joint Rural Transit Van Service Program with the Towns of Newstead and Clarence, and that Mayor Carl E. Patterson is authorized to sign, submit, and execute a contract with Erie County Community Development Block Grant (ECCDBG) program for said project, upon approval of ECCDBG.

ADOPTED CARL E. PATTERSON - AYE
 E. PETER FORRESTEL - AYE
 MICHAEL R. MIDDAUGH - AYE

APPEARANCES –

PUBLIC COMMENT – Erik Polkowski representing the Akron Central School Senior Class came before the Board to request a special one-time dispensation of the annual fee or a prorated reduction based on the Calendar for a Peddler’s Permit for the Homecoming Weekend events scheduled October 22 & 23, 2021 for the Pink Cow and the Dirty Bird Food Trucks. The Board agreed to refer the fee structure to the Code Enforcement Officer Committee for review.

RESOLUTION duly moved by Middaugh and seconded by Forrestel that the following applications for a Peddler’s Permit for a one-time dispensation of the annual cost of \$100.00 down to \$25.00 each for the October 22 and 23, 2021 Akron Central School Homecoming Events be and hereby are approved in accordance with the application filed and payment of the license fee of \$25.00 each for the Food Trucks below:

The Pink Cow	Alden, NY	October 22 & 23, 2021	\$25.00
The Dirty Bird	Niagara Falls, NY	October 22 & 23, 2021	\$25.00

ADOPTED CARL E. PATTERSON - AYE
 E. PETER FORRESTEL - AYE
 MICHAEL R. MIDDAUGH - AYE

PROJECT REPORTS –

CDBG – Main Street ADA Sidewalk Aprons/Crosswalks – nothing new

Wastewater Treatment Plant Upgrade – nothing new

MONTHLY REPORTS –

Departments –

TREASURER – submitted report for September 2021. Also, requested a resolution to raise the cap of the General Fund Streets Repair Reserve from \$200,000 to \$300,000 on the recommendation of the Finance Committee.

RESOLUTION duly moved by Forrestel and seconded by Middaugh to raise the cap of the General Fund Streets Repair Reserve from \$200,000 to \$300,000 as per the recommendation of the Finance Committee be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Perry – excused absence

Trustee Middaugh – reported that the CDBG project on Main Street with ADA aprons, bulb-outs and crosswalks is wrapping up for the winter. The crosswalk portion of the project will be done in the spring. He also reminded Residents to continue to place leaves out at the curb as the DPW will be around Monday – Friday for the next couple of weeks to pick them up.

Mayor Patterson – Recommended placing the Cannabis Law on the next Work Session which would be November 1, 2021. Reminded Residents to continue putting garbage out by Friday mornings even if the pick-up doesn't happen until Saturday. Modern Disposal is dealing with a lack of drivers at this time and are doing their best to get the garbage picked up at least by Saturday.

Trustee Forrestel – Reported that a phone conference call with Treasurer Michel and Drescher and Malecki has been scheduled for tomorrow, October 19, 2021 to discuss the accounting for movement of funds for capital projects. DPW Arborist, Brad Baer, has ordered a variety of trees to be planted on Main Street and several other Village locations and will plant them soon.

Trustee Folger – excused absence

OLD BUSINESS

Clinton Street/Eckerson Avenue/43 East Avenue Village Land – nothing new

Splash Pad – request to approve the Vortex Aquatic Structures International quote before the end of October to save a 7% increase to original quote.

Cedar Street – Electrical/Trees/Sidewalks – nothing new

Jackson Street Sidewalks – Sidewalks were installed from Brodie's Way to the bike path on Jackson Street as a requirement of the Cornerstone Subdivision plan.

Tree Policy – Back on September 13, 2021 when the Planning Board attended the Work Session, the Village Board recommended several changes to the draft Tree Policy. Since that time a new amended draft Tree Policy was presented to the Village Board. After review, the Village Board agreed to approve the final draft of the Tree Policy.

RESOLUTION duly moved by Forrestel and seconded by Middaugh to approve the Tree Policy as presented by the Planning Board be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE

Crittenden Rd Waterline Properties – Clerk DeTine reported that all concerned properties have a waterline easement in place. Board agreed to proceed with the Town's request to merge those particular SBL's into the specific Town Property they run through as long as the waterline easement is retained.

American Legion/LL Tillman – Corner of Clinton Ave and Eckerson Ave – nothing new

NEW BUSINESS

RESOLUTION duly moved by Patterson and seconded by Middaugh to authorize the Village Clerk to forward remaining balances of unpaid taxes as of November 1, 2021 to Erie County be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE

RESOLUTION – duly moved by Forrestel and seconded by Middaugh to move Deputy Clerk/Treasurer Lynne Folger from Grade 1A Step 1 to Grade 1A Step 2 effective her anniversary date of October 13, 2021 as per the recommendation of Treasurer Michel be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE

RESOLUTION duly moved by Forrestel and seconded by Middaugh to appoint Trustee Perry as the Village voting delegate for the NYMPA Semi Annual Meeting scheduled for October 27, 2021 in Syracuse NY be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE

RESOLUTION duly moved by Forrestel and seconded by Patterson to approve the credit to Sharon Winters, 35 Main St., Apt 1 for \$73.80 as per her Leak Allowance Application be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE

CORRESPONDENCE –

Assessor's Report dated October 2021.

Electric Committee Minutes from meeting held October 4, 2021.

Rural Transit Service Minutes from meeting held September 27, 2021.

Letter from Charter Communications regarding broadcast changes.

C. Dee Wright Center Grand Re-Opening scheduled for October 24, 2021 from 3-5 pm.

PUBLIC COMMENT – Planning Board Member, Mary Jane Shonn reminded the Village Board that the Tree Policy calls for an Annual Report stating the number of trees removed and planted with the species and locations listed. Also, that the budget line for trees remains funded. She also asked if after the CDBG Main Street ADA aprons and crosswalks are complete, will the rest of the crosswalks in the Village be re-painted.

EXECUTIVE SESSION –

RESOLUTION duly moved by Forrestel and seconded by Middaugh to go into an executive session regarding personnel matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation at 7:39 pm be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE

RESOLUTION duly moved by Middaugh and seconded Forrestel to come out of the executive session regarding personnel matters leading to the appointment, employment,

promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation at 7:55 pm be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE

A quick conference call was held with Trustees Folger and Perry to discuss the Splash Pad quote from Vortex Aquatic Structures International. After discussion all Members agreed to authorize Mayor Patterson to sign the contract with Vortex Aquatic Structures International for the installation of the Splash Pad to assure it is placed on the construction schedule for Spring 2022, however, no decision was made on the specific location of the pad.

RESOLUTION duly moved by Forrestel and seconded by Middaugh to authorize the Mayor to sign the contract with Vortex Aquatic Structures International for the installation of the Splash pad so it can be placed on the construction schedule for Spring of 2022 be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

On motion of Forrestel and seconded by Middaugh at 8:04 pm this meeting was ADJOURNED.

MAYOR

CLERK